


**U.S. Department of Justice  
United States Marshals Service**

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

COPY

PLAINTIFF United States of America		COURT CASE NUMBER CV 07-6162 BZ
DEFENDANT Vessel appurtenances, in rem		TYPE OF PROCESS Publication of Notice of Arrest
<b>SERVE</b>  <b>AT</b>	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Publication of Arrest, per standard procedures	
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)	

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:

Jeanne M. Franken, Trial Attorney  
USDOJ/Torts Branch/Civil Division  
450 Golden Gate Avenue, Room 7-5395  
P.O. Box 36028  
San Francisco, CA 94102

Number of process to be served with this Form - 285

1

Number of parties to be served in this case

1

Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Address, All Telephone Numbers, and Estimated Times Available For Service):  
Fold

Please publish the Notice of the Arrest, per standard U.S. Marshal procedures for this District. The form of the Notice is attached to the Arrest Warrant.

RECEIVED  
UNITED STATES MARSHAL  
NORTHERN DISTRICT  
OF CALIFORNIA  
08 MAR 13 AM 10:17  
3/16/08

Signature of Attorney or other Originator requesting service on behalf of:

☒ PLAINTIFF  
☐ DEFENDANT

TELEPHONE NUMBER  
(415) 436-6644

DATE

3/16/08

**SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE**

I acknowledge receipt for the total number of process indicated.  
(Sign only first USM 285 if more than one USM 285 is submitted)

Total Process

1

District of Origin

No. 11

District to Serve

No. 11

Signature of Authorized USMS Deputy or Clerk



Date

3/13/08

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☒ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Address (complete only if different than shown above)

Date of Service  
4/23/08  
Time  
12:14  
☐ am  
☒ pm

Signature of U.S. Marshal or Deputy



Service Fee 8	Total Mileage Charges (including endeavors)	Forwarding Fee	Total charges	Advance Deposits	Amount owed to U.S. Marshal or	Amount or Refund
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REMARKS: 4/23/08 Received Proof of Publication The Recorder dated 4/2, 4/9, 4/16/2008. \$246.51

# THE RECORDER

10 United Nations Plaza, 3rd Floor  
San Francisco, CA 94102-4911  
Public Notice / Legal Advertising (415) 749-5555

Proof of Publication (2010, 2015.5 C.C.P.)

## PUBLIC NOTICE CV 07-6162 BZ

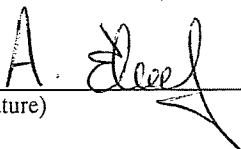
STATE OF CALIFORNIA  
COUNTIES OF SAN FRANCISCO  
AND SAN MATEO

*I am a citizen of the United States and a resident of the County aforesaid. I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of THE RECORDER, a newspaper of general circulation printed and published daily except Saturdays, Sundays, and legal holidays, in the City and County of San Francisco with circulation in Alameda, Contra Costa, San Mateo and Santa Clara counties, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the City and County of San Francisco, State of California under the date December 2, 1907, recorded in Record Book 15, at page 155 thereof, and which newspaper was also adjudged a newspaper of general circulation in San Mateo County on December 5, 2001, that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:*

04/02/2008, 04/09/2008, 04/16/2008

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 16th day of April, 2008  
at San Francisco, California

  
(Signature)

Record ID: 04/16/08-66906-992343-3418736-34471

## PUBLICATION OF NOTICE OF ARREST OF VESSEL'S APPURTENANCES, ETC., PURSUANT TO SUPPLEMENTAL ADMIRALTY RULE C(4) OF THE FED.R.CIV.P. AT LAW AND IN ADMIRALTY

Civil No.: CV 07-6162 BZ  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF  
CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Tackle, apparel, furnishings,  
spares, tools, equipment and  
certain other appurtenances of the  
SS INDEPENDENCE (O.N. 261147),  
in rem,

Defendant.

In obedience to a Warrant for Arrest directed to me in the above-entitled cause, I have, on the 18th and 19th day of March, 2008, seized and taken into my possession the following described defendant, to wit: the tackle, apparel, furnishings, spares, tools, equipment and certain other appurtenances of the SS INDEPENDENCE (O.N. 261147), in rem, ("the vessel's appurtenances, etc."), for the causes set forth in the complaint.

I HEREBY GIVE NOTICE that, pursuant to Supplemental Admiralty Rule C(6)(a) of the Federal Rules of Civil Procedure, a verified statement of right or interest by any person asserting a right of possession or any ownership in the vessel's appurtenances, etc., must be filed with the Clerk of the Court and a copy thereof served upon attorneys for plaintiff within ten (10) days after execution of process on the Vessel; and any person who asserts a right of possession or any ownership interest in the vessel's appurtenances, etc., must file and serve an answer to the complaint within 20 days after filing the verified statement of right or interest; and that as to any person not so serving and filing the foregoing verified statement of right or interest, default will be noted and condemnation ordered.

I HEREBY GIVE FURTHER NOTICE that, pursuant to Rule 24 of the Federal Rules of Civil Procedure, any person who asserts a claim of maritime lien or other non-possessory or non-ownership interest in the vessel's appurtenances, etc., must apply for intervention by filing such application with the Clerk of the Court and by serving a copy thereof upon attorneys for plaintiff; applications for intervention in accordance with Rule 24 of the Federal Rules of Civil Procedure must be filed within twenty (20) days after publication of the Notice of Arrest and, as to all persons not so filing such applications for intervention within the time limits set out above, default will be taken.

Service upon plaintiff's attorneys shall be made at:

JEANNE M. FRANKEN  
Trial Attorney

U.S. Department of Justice  
P.O. Box 36028, Room 7-5395  
450 Golden Gate Avenue  
San Francisco, California 94102-3463  
Telephone: (415) 436-6644  
Facsimile: (415) 436-6632

Attorneys for Plaintiff  
United States of America

Dated this 31st day of March, 2008.

Federico L. Rocha  
United States Marshal for  
the Northern District of California

No. 992343

Apr 2, 9, 16-R

NORTHERN DISTRICT  
OF CALIFORNIA

08 APR 23 PM 12:14

RECEIVED  
UNITED STATES MARSHAL